

City of St. Charles, Illinois

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Ordinance No. 2015-M-38

**Motion to approve an Ordinance Amending Title 5
 "Business Licenses and Regulations", Chapter 5.08
 "Alcoholic Beverages," Section 5.08.250 "Regulations
 Applicable Generally, Item Q. Licenses – Curb/Drive-
 Through Service" of the St. Charles Municipal Code.**

**Adopted by the
 City Council
 of the
 City of St. Charles
 August 3, 2015**

**Published in pamphlet form by
 authority of the City Council
 of the City of St. Charles,
 Kane and Du Page Counties,
 Illinois, August 10, 2015**

Nancy Gamson
 City Clerk



(SEAL)

City of St. Charles, Illinois
Ordinance No. 2015-M- 38

**An Ordinance Amending Title 5, “Business Licenses and Regulations”,
Chapter 5.08 “Alcoholic Beverages”, Section 5.08.250 “Regulations
Applicable Generally, Item Q. Licenses – Curb/Drive-Through Service”
of the St. Charles Municipal Code**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ST. CHARLES,
KANE AND DUPAGE COUNTIES, ILLINOIS AS FOLLOWS:

Section 1. That Title 5, “Business Licenses and Regulations”, Chapter 5.08
“Alcoholic Beverages” of the St. Charles Municipal Code be and is hereby amended to
Section 5.08.250 “Regulations Applicable Generally, Item Q. Licenses – Curb/Drive-
Through Service” by deleting this section in its entirety and replacing it with the
following language:

5.08.250 Regulations Applicable Generally
Q. Licenses – Curb/Drive-Through Service

Class A-1 license holders shall be authorized to sell alcoholic beverages through
drive-through service, in accordance with all other regulations that are applicable to this
license classification. In addition, the drive-through structure and operation shall comply
with all other requirements of the City of St. Charles Municipal Code. All other curbside
service or methodologies are prohibited. In addition, walk-up service through the drive-
through structure is prohibited.

For properties where Title 17 of the Municipal Code (The Zoning Ordinance)
requires the granting of a Special Use for a Drive-Through Facility, such Special Use
approval must be granted prior to the establishment of any drive-through service. The
ordinance approving the establishment of the Special Use must specifically identify that
the Drive-Through Facility is to be utilized for the sale of alcoholic beverages. The
drive-through service shall only be operated in conformance with the approved site plan
and any conditions contained in the ordinance granting the Special Use.”

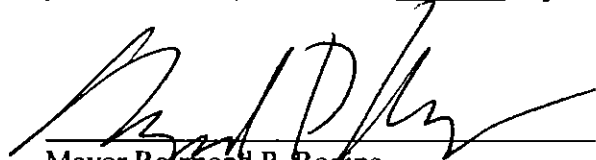
Section 2. That after the adoption and approval hereof, this Ordinance shall (i) be
printed or published in book or pamphlet form, published by the authority of the City
Council of the City of St. Charles, or (ii) within thirty (30) days after the adoption and
approval hereof, be published in a newspaper published in and with general circulation
within the City of St. Charles.

Section 3. That this Ordinance shall be in full force and effect ten (10) days from
and after its passage, approval and publication as provided by law.

PRESENTED to the City Council of the City of St. Charles, Illinois this 3rd
day of August, 2015.

PASSED by the City Council of the City of St. Charles, Illinois the 3rd day of
August, 2015.

APPROVED by the Mayor of the City of St. Charles, Illinois this 3rd day of
August, 2015.


Mayor Raymond P. Rogina

ATTEST:


City Clerk

COUNCIL VOTE:

Ayes: 7

Nays: 3

Abstain: 0

Absent: 0

APPROVED AS TO FORM:

City Attorney

DATE: _____



State of Illinois)
) ss.
Counties of Kane and DuPage)

Certificate

I, NANCY GARRISON, certify that I am the duly elected and acting Municipal City Clerk of the City of St. Charles, Kane and DuPage Counties, Illinois.

I further certify that on August 3, 2015, the Corporate Authorities of such municipality passed and approved Ordinance No. 2015-M-38, entitled

"Motion to approve an Ordinance Amending Title 5
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Through Service" of the St. Charles Municipal Code.,"

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2015-M-38, including the Ordinance and a cover sheet thereof was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on August 10, 2015, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

DATED at St. Charles, Illinois, this 3rd day of August, 2015.



Nancy Garrison
Municipal Clerk